

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MUHAMMAD KHAN,

Plaintiff,

v.

HALEY MADSEN, et al.,

Defendants

Case No. 23-cv-06141 BLF

**ORDER GRANTING EXTENSION
OF TIME FOR PLAINTIFF TO
COMPLY WITH GENERAL ORDER
NO. 76 OR SHOW GOOD CAUSE
FOR RELIEF FROM ELECTRONIC
FILING REQUIREMENT**

Plaintiff is a state prisoner at the Correctional Training Facility, who is seeking to file an action under 42 U.S.C. § 1983. On November 28, 2023, the Clerk of the Court sent Plaintiff a notice of his failure to use the prison email filing procedures in filing his case-initiating documents – i.e., the complaint and *in forma pauperis* (“IFP”) application, in violation of General Order No. 76.¹ Dkt. No. 1 at 1. The Clerk’s notice advised Plaintiff of the procedures to comply with the emailing requirements and that he must do so within fourteen days of the notice to avoid dismissal. *Id.*

¹ General Order No. 76 established a Pilot Project of the Court and the California Department of Corrections and Rehabilitation (“CDCR”), which requires prisoners filing civil rights actions under § 1983 to submit the case-initiating documents to the Court by email through designated CDCR staff.

1 The fourteen-day window has passed, and Plaintiff has failed to respond to the
2 Clerk's notice or have any further communication with the Court. However, in the interest
3 of justice, the Court shall grant Plaintiff an extension of time to resubmit his court-
4 initiating documents using the prison email filing procedures at SQSP in accordance with
5 the instructions provided on the Clerk's Notice, Dkt. No. 1 at 1, or show good cause why
6 he should be relieved from General Order No. 76's e-filing requirement by filing a motion
7 for relief. Plaintiff shall respond to this Court order **no later than twenty-one (21) days**
8 from the date this order is filed.

9 **Failure to respond to this order in the time provided will result in the dismissal**
10 **of this case without prejudice for failure to comply with General Order No. 76.**

11 The Clerk shall enclose a complete copy of Docket No. 1, including the complaint
12 and IFP application, with a copy of this order to Plaintiff.

13 **IT IS SO ORDERED.**

14 Dated: December 15, 2023


BETH LABSON FREEMAN
United States District Judge